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March 10, 2022

VIA ECF

Hon. Robert W. Lehrburger
 Magistrate Judge
 Daniel Patrick Moynihan
 United States Courthouse
 500 Pearl Street
 New York, NY 10007-1312

MEMO ENDORSED

**Re: Trustees of the Sheet Metal Worker's Local Union No. 28 Funds
 and Plans *et al.* v. JT&T Air Conditioning Corp.
Docket No.: 20-cv-10094 (LTS)(RWL)**

Dear Judge Lehrburger,

This office is counsel to Plaintiffs, Trustees of the Sheet Metal Worker's Local Union No. 28 Funds and Plans *et al.* ("Plaintiffs"), in the above referenced matter. Plaintiffs file this joint status letter with the consent of Defendant, JT&T Air Conditioning Corp. ("Defendant").

The parties have reviewed the Court's proposal regarding the administrative dismissal of the case without prejudice to reinstatement at a later time upon completion of the audit or defendant's failure to comply with the audit requirements. The parties have agreed to accept this proposal.

The parties thank the Court in advance for your attention to this request.

Respectfully,

COLLERAN, O'HARA & MILLS L.L.P.

By: /s/Thomas P. Keane
 THOMAS P. KEANE

COM# 2805-0150A

cc: Austin Graff, Esq., *via* ECF

The request is granted. The Clerk of Court is directed to close this case administratively, without prejudice to reopening upon letter request in the event of completion of the audit or defendant's failure to comply with the audit requirements. DE# 34 resolved.

SO ORDERED.

3/10/2022

/s/ Laura Taylor Swain, Chief USDJ